

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

THEODORE C. SWARTZ,

Plaintiff,

vs.

PRESIDIO ADVISORY SERVICES, LLC,
et al.,

Defendants.

CASE NO.: C03-1252 MJP

STIPULATION AND ORDER OF
DISMISSAL OF PRESIDIO
ADVISORY SERVICES, LLC,
PRESIDIO GROWTH, LLC,
PRESIDIO RESOURCES, LLC,
JOHN LARSON, ROBERT PFAFF,
STEVEN BUSS, AND DAVID
AMIR MAKOV

STIPULATION OF DISMISSAL

COME NOW Plaintiff Theodore C. Swartz and Defendants Presidio Advisory Services, LLC, Presidio Growth, LLC, Presidio Resources, LLC, John Larson, Robert Pfaff, Steven Buss, and David Amir Makov ("Presidio Defendants"), pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, and hereby stipulate and agree that Plaintiff Theodore C. Swartz dismisses with prejudice all claims and causes of action

1 asserted in the above-styled lawsuit against Presidio Defendants. Plaintiff Theodore C.
2 Swartz and Presidio Defendants shall bear their own respective costs and attorneys' fees in
3 connection with this dismissal and this lawsuit.

4 Plaintiff voluntarily dismisses all remaining claims against all defendants.

5 SO STIPULATED AND AGREED:
6

7 ISAACSON & WILSON, P.S.

8 By: /s/ Mark J. Wilson DATED: August 20, 2008
9 Mark J. Wilson
10 Attorneys for Plaintiff
Theodore C. Swartz

11 LATHAM & WATKINS, LLP
12

13 By: /s/ Steven M. Bauer DATED: August 20, 2008
14 Steven M. Bauer
15 Attorneys for Defendants Presidio
Advisory Services, LLC, Presidio
16 Growth, LLC, Presidio Resources, LLC,
John Larson and Robert Pfaff

17 SAVITT & BRUCE, LLP

18 By: /s/ Stephen C. Willey DATED: August 20, 2008
19 Stephen C. Willey
20 Attorneys for Defendant Steven Buss

21 SUMMIT LAW GROUP, PLLC

22 By: /s/ Philip S. McCune DATED: August 20, 2008
23 Philip S. McCune
24 Attorneys for Defendant David
Amir Makov

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ORDER

PURSUANT TO THE STIPULATION OF THE PARTIES, through their respective attorneys of record, that Defendants Presidio Advisory Services, LLC, Presidio Growth, LLC, Presidio Resources, LLC, John Larson, Robert Pfaff, Steven Buss, and David Amir Makov may be dismissed from this lawsuit in its entirety, with prejudice, each side to bear their own costs and attorneys' fees in the matter,

IT IS HEREBY ORDERED that Defendants Presidio Advisory Services, LLC, Presidio Growth, LLC, Presidio Resources, LLC, John Larson, Robert Pfaff, Steven Buss, and David Amir Makov may be and are hereby DISMISSED with prejudice. Plaintiff Theodore C. Swartz and Defendants Presidio Advisory Services, LLC, Presidio Growth, LLC, Presidio Resources, LLC, John Larson, Robert Pfaff, Steven Buss, and David Amir Makov shall bear their own costs and attorneys' fees in connection herewith. All remaining claims against all defendants are dismissed.

Dated this 25th day of August, 2008.

/s/ Marsha J. Pechman
Honorable Marsha J. Pechman

Presented by

ISAACSON & WILSON, P.S.

/s/ Mark J. Wilson
Mark J. Wilson WSBA No. 16675
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on August 20, 2008, a true and correct copy of STIPULATION AND ORDER OF DISMISSAL OF PRESIDIO ADVISORY SERVICES, LLC, PRESIDIO GROWTH, LLC, PRESIDIO RESOURCES, LLC, JOHN LARSON, ROBERT PFAFF, STEVEN BUSS, AND DAVID AMIR MAKOV was filed with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to the following:

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/s/ Mark J. Wilson

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PRESIDIO DEFENDANTS - 4